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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/707,020	11/14/2003	Vanessa Brunkhorst	BUR920030137US1	1019
30449	7590	07/20/2005	EXAMINER	
SCHMEISER, OLSEN + WATTS 3 LEAR JET LANE SUITE 201 LATHAM, NY 12110			DINH, PAUL	
			ART UNIT	PAPER NUMBER
			2825	

DATE MAILED: 07/20/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/707,020	BRUNKHORST ET AL.	
	<b>Examiner</b> Paul Dinh	<b>Art Unit</b> 2825	

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 2 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

1)  Responsive to communication(s) filed on 11/14/03 to 2/19/04.  
2a)  This action is FINAL. 2b)  This action is non-final.  
3)  Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## **Disposition of Claims**

4)  Claim(s) 1-20 is/are pending in the application.  
4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.  
5)  Claim(s) \_\_\_\_\_ is/are allowed.  
6)  Claim(s) \_\_\_\_\_ is/are rejected.  
7)  Claim(s) 1-20 is/are objected to.  
8)  Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

9)  The specification is objected to by the Examiner.

10)  The drawing(s) filed on 14 November 2003 is/are: a)  accepted or b)  objected to by the Examiner.

    Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

    Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11)  The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

12)  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a)  All b)  Some \* c)  None of:  
1.  Certified copies of the priority documents have been received.  
2.  Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.  
3.  Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

1)  Notice of References Cited (PTO-892)  
2)  Notice of Draftsperson's Patent Drawing Review (PTO-948)  
3)  Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date .

4)  Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_ .

5)  Notice of Informal Patent Application (PTO-152)

6)  Other: \_\_\_\_ .

## DETAILED ACTION

This application is in condition for allowance except for the following formal matters:

### ***Claim Objections***

The following claims are objected to because:

(Claims 1, 11) step ©, "the number of lateral insertions" lacks antecedent basis.

(Claims 2-3, 12-13) "the highest number" lacks antecedent basis.

(Claims 4-7, 14-17) all "said selected pattern" is not clear and all needed to be clearly defined in these claims; i.e., said selected pattern from a set of test pattern (from step b) or said selected pattern from said count list (from step f)

(Claims 5, 15) "said mark off table" lacks antecedent basis.

(Claims 10, 20) "said set of patterns" is not clear and needed to be clearly defined in these claims; i.e., said set of scan diagnostic patterns or said set of test patterns (see claims 1, 11)

In claim 11, lines 5-6, "when executed by said processor **implement** of generating a set" should be checked/reworded for clarity.

In claim 11, line 8, "comprising the computer implemented steps of" should be changed to "comprising a computer to implement a method comprises steps of" or "comprising a computer implemented method comprises steps of" (See "method" in dependencies of claim 11)

Above mention are typical objections found by examiners. The applicant should check all claims 1-20 for any possible error/antecedent basis lacking/inconsistencies, etc.

### ***Reasons for Allowance***

Claims 1-20 would be allowable because the prior art does not teach or suggest a method/system of generating a set of scan diagnostic patterns for diagnosing fails in a set of scan chains comprised of scan chain latches having a combination of steps in the claims including particularly steps (c) – (h) as recited in claim 1 and similarly recited claim 11.

**Conclusion**

Prosecution on the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

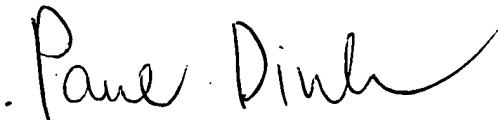
A shortened statutory period for reply to this action is set to expire **TWO MONTHS** from the mailing date of this letter

Any inquiry concerning this communication from the examiner should be directed to Paul Dinh whose telephone number is 571-272-1890. The examiner can normally be reached on Monday to Friday from 8:30am to 5:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Matthew S. Smith can be reached on 571-272-1907. The fax number for the organization handling this application is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-1782.

Paul Dinh  
Patent Examiner

A handwritten signature in black ink that reads "Paul Dinh". The signature is cursive and fluid, with "Paul" on the top line and "Dinh" on the bottom line, connected by a vertical stroke.